IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO.12726 of 2005

Between:

K. Venkateswara Rao, S/o. K. Yugandhar Rao, 60 years,
Hindu, R/o. at A.2, T.I.E., Balanagar, Hyderabad - 37.

...PETITIONER

AND

Government of Andhra Pradesh, rep.by its Principal Secretary, Revenue Department, Secretariat Buildings, Hyderabad.

...RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondent herein in not referring the case/claim of the Petitioner to the Cabinet
Sub-Committee for consideration for regularization of the land of an extent of Ac. 11-16 gts out of Ac. 14-16 gts covered by S.No.129/85 of Shaikpet Village, Hyderabad District and at present corresponding to T.S.No.28/Part and 29 bearing Municipal NO. 8-2-486/2, situated at Road No.12, Block "H", Banjara Hills, Hyderabad, on the basis of the decree obtained in O.S.No.93/1983 on the file of the II Member of the Tribunal for Disciplinary Proceedings-cum-VII Addl. Chief Judge, City Civil Court, Hyderabad, as arbitrary, illegal, improper and unjust.

Counsel for the Petitioner: MR.P.V.VIDYASAGAR

Counsel for the Respondent: GP FOR REVENUE

The Court at the admission stage made the following:

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO.12726 of 2005

ORDER:

This Writ Petition is filed by the petitioner seeking to declare the inaction of the respondent in not referring his case/claim to the Cabinet Sub-Committee for consideration and regularization of the land of an extent of Acs.11.16 gts out of Acs.14.17 gts covered by Survey No.129/85 of Shaikpet Village, Hyderabad District and at present corresponding to T.S.No.28/Part and 29 bearing Municipal No.8-2-486/2 situated at Road No.12, Block “H”, Banjara Hills, Hyderabad, on the basis of a decree obtained in O.S.No.93 of 1983 on the file of the II Member of the Tribunal for Disciplinary Proceedings-cum-VII Additional Chief Judge, Civil Civil Court, Hyderabad as illegal, arbitrary and improper.

Considering the facts and circumstances of the case, the Writ Petition is disposed of directing the respondent to dispose of the representation dated 08.04.2005 within four weeks from the date of receipt of a copy of this order, after giving opportunity to the petitioner, in accordance with law.

No costs.

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(ELIPE DHARMA RAO, J)

21st June 2005

Note: CC in three days

B/O

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1. The Principal Secretary, Government of Andhra Pradesh, Revenue Department, Secretariat Buildings, Hyderabad.

2. Two CCs to GP for Revenue, High Court Buildings, Hyderabad (OUT).

3. Two CD copies.